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APR 22 2016

SECRETARY OF STATE
ADMINISTRATIVE RULES

Title 2—DEPARTMENT OF
AGRICULTURE
Division 80—State Milk Board
Chapter 3—Production and
Distribution of Grade "A" Retail
Raw Milk and Milk Products

COPY

2 CSR 80-3.060 The Examination of Milk and Milk Products

PURPOSE: This rule specifies sampling frequency and required chemical and bacteriological test to be conducted on Grade "A" retail raw milk and milk products.

(1) During each six- (6-) month period, at least four (4) samples of milk, cream, or both, from each producer-distributor shall be taken on separate days and examined by the state authority. Samples may be taken any time prior to the final delivery of the milk or milk products. Bacterial plate counts, efficiency of bactericidal treatment, and other laboratory and screening tests shall conform to the procedures in the most current edition of Standard Methods for the Examination of Dairy Products of the American Public Health Association as recommended by the Grade "A" Pasteurized Milk Ordinance (PMO), [2013]2015 Revision of the United States Department of Health and Human Services, Public Health Service, Food and Drug Administration.

(2) Whenever two (2) of the last four (4) consecutive bacteria counts, coliform determinations, or cooling temperatures, taken on separate days, exceeds the limit of the standards for the milk, milk product, or both, the state authority shall send a written notice to the person concerned. This notice shall be in effect so long as two (2) of the last four (4) consecutive samples exceed the limit of the standard. An additional sample shall be taken within fourteen (14) days of the sending of the notice, but not before the lapse of three (3) days. Immediate suspension of the permit in accordance with 2 CSR 80-3.030, the court action, or both, shall be instituted whenever the standard is violated by three (3) of the last five (5) bacteria counts, coliform determinations, or cooling temperatures.

AUTHORITY: section 196.939, RSMo 2000. Original rule filed June 20, 1973, effective June 30, 1973. Amended: Filed July 24, 2012, effective Jan. 30, 2013. Amended: Filed July 23, 2014, effective Jan. 30, 2015.*

**Original authority: 196.939, RSMo 1972, amended 1993, 1994, 1995.*

PUBLIC COST: This proposed amendment will not cost public entities more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.



NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the State Milk Board, 1616 Missouri Boulevard, Jefferson City, MO 65109. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

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2 CSR 80-3.120 Enforcement Interpretation

PURPOSE: This rule provides regulations pertaining to enforcement interpretation.

(1) These regulations shall be enforced by the state authority primarily in accordance with the interpretations contained in *Grade "A" Pasteurized Milk Ordinance (PMO)*, [2013]2015 Revision of the United States Department of Health and Human Services, Public Health Service, Food and Drug Administration.

AUTHORITY: section 196.939, RSMo 2000. Original rule filed June 20, 1973, effective June 30, 1973. Amended: Filed July 24, 2012, effective Jan. 30, 2013. Amended: Filed July 23, 2014, effective Jan. 30, 2015.*

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2 CSR 80-3.130 Adoption of the Grade "A" Pasteurized Milk Ordinance (PMO), [2013]2015 Revision of the United States Department of Health and Human Services, Public Health Service, Food and Drug Administration by Reference

PURPOSE: The Grade "A" Milk Ordinance (PMO), [2013]2015 Revision of the United States Department of Health and Human Services, Public Health Service, Food and Drug Administration is a recommended ordinance for adoption by state and local governments for the sanitary control of Grade "A" milk and milk products.

The Grade "A" Pasteurized Milk Ordinance (PMO), [2013]2015 Revision of the United States Department of Health and Human Services, Public Health Service, Food and Drug Administration establishes minimum standards which must be complied with for satisfactorily producing Grade "A" retail raw milk. The document further contains administrative procedures which provide information as to satisfactory compliance with the required items of sanitation.

AUTHORITY: section 196.939, RSMo 2000. Original rule filed June 20, 1973, effective June 30, 1973. Amended: Filed July 24, 2012, effective Jan. 30, 2013. Amended: Filed July 23, 2014, effective Jan. 30, 2015.*

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